

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2012-117032-002 DT

09/05/2012

JUDGE PRO TEM SHELLIE SMITH
FOR JUDGE PRO TEM CAROLYN K.
PASSAMONTE

CLERK OF THE COURT
D. Pico
Deputy

STATE OF ARIZONA

KALON METZ

v.

IVY LEE DAVIS JR. (002)

JOHN W MCBEE

APO-PLEAS-CCC

PLEA AGREEMENT/CHANGE OF PLEA

10:32 a.m.

State's Attorney:	Joshua Kolsrud for Kalon Metz
Defendant's Attorney:	John W. McBee
Defendant:	Present
Court Reporter:	Marmie Guimont

The Court reviews the Plea Agreement with Defendant. The Court advises Defendant of the range of possible sentence and the availability of probation, and any special conditions of sentencing and probation. The Court advises Defendant of all pertinent constitutional rights and rights of review.

Defendant enters a plea of Guilty to the following:

OFFENSE: Count 1 BURGLARY IN THE SECOND DEGREE

Class 3 felony

A.R.S. § 13-1507, 13-1501, 13-701, 13-702, 13-801, 13-301, 13-302, 13-303 and 13-304

Date of Offense: 03/28/2012

Non Dangerous - Non Repetitive

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IT IS ORDERED accepting the plea.

IT IS FURTHER ORDERED setting time for sentencing on 10/11/2012 at 8:30 a.m. before Commissioner Passamonte.

IT IS FURTHER ORDERED that the following will be deemed submitted at the time of sentencing: Motion To Dismiss allegation of the Defendant's four historical prior felony convictions; allegation that the Defendant committed this offense while on felony probation as reflected in the Plea Agreement.

IT IS FURTHER ORDERED the Adult Probation Department shall prepare a Presentence Report, and that Defendant shall report to the Adult Probation Department if not in custody.

IT IS FURTHER ORDERED vacating any pending dates.

Upon request of defense counsel and no objection from the State,

IT IS FURTHER ORDERED setting hearing on Motion to Modify Release Conditions on 09/14/2012 at 8:30 a.m. before Commissioner Passamonte. Defense counsel will file a written Motion to Modify Release Conditions forthwith.

IT IS FURTHER ORDERED affirming prior custody orders.

10:40 a.m. Matter concludes.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>. Attorneys are encouraged to review Supreme Court Administrative Order 2011-140 to determine their mandatory participation in eFiling through AZTurboCourt.